IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.913 OF 2006
IN
APPEAL FROM ORDER NO.125 OF 1997

.....

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

.....

Shri S.Wassoudev for Viren V. Vashi for the Applicant.
Shri Srivastav i/by M/s D.H.Law & Associates for the Respondent Nos.1 to 4.

CORAM : ABHAY S.OKA, J.
DATED : APRIL 25, 2007.

P.C.:

1. Heard Advocate for the Applicant. The Application is opposed by the learned counsel appearing for the Respondents. In view of the averments made in the Application, a case for restoration of the Appeal From Order is made out. The Appeal From Order has been dismissed on 23rd November, 2004. Therefore, interim relief, if any operating in the Appeal cannot be restored. If the Appellant desires to apply for interim relief, a separate Application will have to be taken out in that behalf.

2. Hence, Application is disposed of by directing that Appeal From Order No.125 of 1997 is restored subject to condition of the Applicant paying costs of Rs.7,500/- to the Respondents within a period of six weeks from today. Payment of costs will be a condition precedent.

3. It is made clear that interim relief, if any, operating in the Appeal From Order is not restored.

JUDGE